

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MICHAEL R. ROBINETT, JR., )  
Plaintiff, )  
v. )  
RICHARD LISENBEE, JR. et al., )  
Defendants. )  
No. 4:16CV1736NCC

**MEMORANDUM AND ORDER**

This matter is before the Court upon review of the file. Plaintiff, a prisoner, has filed a civil action, but has neither paid the statutory \$400.00 filing fee nor filed a motion for leave to proceed in forma pauperis. *See* 28 U.S.C. § 1915 (a) (1)-(2). The Court will therefore order plaintiff to either pay the \$400.00 filing fee, **or** move for leave to proceed in forma pauperis by submitting a completed form “Motion to Proceed In Forma Pauperis and Affidavit in Support -- Prisoner Cases,” along with a certified copy of his inmate account statement for the six-month period immediately preceding November 7, 2016, the date of the submission of the complaint. Plaintiff’s response to the Court will be due no later than **December 12, 2016**.

Accordingly,

**IT IS HEREBY ORDERED** that, no later than **Monday, December 12, 2016**, plaintiff shall either pay the \$400.00 filing fee, **or** submit a completed form "Motion to Proceed In Forma Pauperis and Affidavit in Support -- Prisoner Cases," along with a certified copy of his inmate account statement for the six-month period immediately preceding November 7, 2016, the date of the submission of the complaint.

**IT IS FURTHER ORDERED** that the Clerk shall mail to plaintiff a copy of the Court's

form "Motion to Proceed In Forma Pauperis and Affidavit in Support -- Prisoner Cases."

**IT IS FURTHER ORDERED** that if plaintiff fails to timely comply with this Order, the Court may dismiss this action without further proceedings. *See* Fed. R. Civ. P. 41(b).

Dated this 22nd day of November, 2016.

/s/ Noelle C. Collins  
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NOELLE C. COLLINS  
UNITED STATES MAGISTRATE JUDGE